

## REMARKS

Re-examination and allowance of the present application is respectfully requested.

Initially, Applicants thank the Examiner for acknowledging Applicants' claim of priority, and for indicating that a certified copy of the priority document has been received in the parent application (i.e., U.S. Patent Application No. 09/548,744, now U.S. Patent 6,711,620).

However, Applicants note that the Examiner has inadvertently failed to indicate the acceptability of the drawings in the application. Applicants assume that the drawings are acceptable, and respectfully requests confirmation in the next official communication.

Applicants thank the Examiner for meeting with their representatives on December 6, 2005 to discuss the present application, along with their related co-pending applications.

During the course of the interview, Applicants argued that the claims in the present application are distinguishable over U.S. Patent 5,801,696 to ROBERTS (this rejection being set forth in the Office Action mailed on April 5, 2005). The Examiner acknowledged that the claims submitted on September 30, 2005 overcame that rejection. However, the Examiner indicated that U.S. Patent 6,647,432 to AHMED et al. (hereinafter AHMED), which he had applied in the November 30,

2005 Office Action mailed in co-pending application 10/721,415 is applicable to the claims submitted herein on September 30, 2005, and has now codified that position by rejecting claims 19-26 under 35 U.S.C. §102(e) as being anticipated by AHMED. Applicants respectfully traverse this ground of rejection.

During the course of the interview, Applicants' representatives argued that the instant invention has first and second applications that are received via a transmitted digital broadcast, and that the first application determining information and the second information determining information are registered in the same digital broadcasting receiver. As a result, it was argued that the present invention does not require event information to be sent to a server that is external to the digital broadcasting receiver.

On the other hand, Applicants' representatives argued that AHMED discloses that when an event of interest is found, information is sent to an ITC server. It was further argued that the ITC server of AHMED broadcasts to applications 2, 3, ... located in other workstations. In this regard, it was argued that each work station and the ITC server are different from each other.

Based on the discussion during the interview, the Examiner acknowledged that the claims are distinguishable over the AHMED. Accordingly, Applicants respectfully request that the Examiner withdraw the 35 U.S.C. §102(e) rejection of the pending claims, and indicate the allowability of claims 19-26.

During the course of the interview, the Examiner also raised the issue that the claims in the present application are the same as the claims in co-pending application 10/721,415, and said concern has now been formalized herein in the current final Office Action by the provisional 35 U.S.C. §101 rejection of claims 19-26.

As discussed during the interview, the invention defined by the claims in the present application differ from the invention defined by the claims in co-pending application 10/721,415. Specifically, Applicants noted that in co-pending application 10/721,415, the first and second applications are stored in the digital broadcasting receiver. It was agreed that Applicants would amend the claims in co-pending application 10/721,415 to clarify that the first and second applications are stored in the digital broadcasting receiver.

Applicants have now filed a response in co-pending application 10/721,415, in which the claims have been amended according to the above-noted discussion. In view of such submission in co-pending application 10/721,415, Applicants submit that the ground for the 35 U.S.C. §101 provisional rejection of the claims in the present application no longer exist. Accordingly, the Examiner is respectfully requested to withdraw the 35 U.S.C. §101 provisional rejection of claims 19-26.

Applicants note that claims 19 and 22 are amended herein for the purpose

of ensuring that the claim terminology herein is consistent with that employed in co-pending application number 10/721,415. Applicants submit that the claim amendments do not affect the scope of the claims herein.

For the convenience of the Examiner, Applicants enclose herewith a copy of the Interview Summary that was issued in co-pending application 10/721,415, in which the Examiner indicated that the amended claims (e.g., claims amended to specify that the first and second applications are stored in the digital broadcasting receiver) overcome the double patenting rejection, and also are distinguished from the cited prior art (e.g., AHMED). Applicants submit that said comments are equally applicable to the present application, and respectfully request such an indication from the Examiner.

In the current final Office Action, the Examiner noted that claim 26 contains a typographic error, as it depends from canceled claim 1. Applicants thank the Examiner for noting this error, and herewith amend claim 26 to indicate that it depends from claim 19. In view of the current amendment to claim 26, Applicants submit that the ground for the objection to the claim no longer exists, and respectfully requests its withdrawal.

In view of the current amendment, Applicants submit that the objection to claim 26 no longer exists. Applicants further submit that the claims herein are not the same as the claims in co-pending application 10/721,415, and that the claims

herein are patentably distinct from the applied art of record. Accordingly, the Examiner is respectfully requested to withdraw the objection and rejections in this application, to indicate the allowability of the pending claims, and to pass this application to issue.

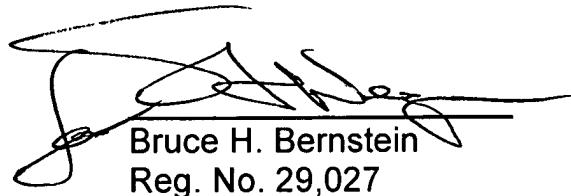
### **SUMMARY AND CONCLUSION**

In view of the fact that none of the art of record, whether considered alone or in combination, discloses or suggests the present invention as now defined by the pending claims, and in further view of the above amendments and remarks, reconsideration of the Examiner's action and allowance of the present application are respectfully requested and are believed to be appropriate.

Should the Commissioner determine that an extension of time is required in order to render this response timely and/or complete, a formal request for an extension of time, under 37 C.F.R. §1.136(a), is herewith made in an amount equal to the time period required to render this response timely and/or complete. The Commissioner is authorized to charge any required extension of time fee under 37 C.F.R. §1.17 to Deposit Account No. 19-0089.

If there should be any questions concerning this application, the Examiner is requested to contact the undersigned at the telephone number listed below.

Respectfully submitted,  
Taketo YOSHII et al.



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Enclosure: Copy of Interview Summary issued in co-pending application 10/721,415